

DMHAS REGULATIONS

February 2014

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
CODE	Indicate department and individuals if decision made at level other than commissioner's office	xx-xx-xx through x-xx-xx		Years of promulgation and amendments, if any (e.g. 1975; 1984; 2011)	Repeal, Amend, No Action etc.	Identifies Reg by category described in EO (see footnote)	BRIEF rationale for recommended change <i>e.g. language outdated and hard to comprehend; language doesn't conform to statute</i>
DMH		17-183-1 to 17-183-2 Reporting of Statistics by Private Facilities	Mandates quarterly reporting number of admissions and discharges to inpatient mental health beds from General and Private Hospitals	1980	Amend	3	<i>Information necessary for Mental Health Block Grant, and funding decisions, but could be updated to reflect new dept.name</i>
DMH		17-191-1 to 17-191-10 Boarding Homes for Mental Patients		Repealed in 1977	No Action	0	
DMH		17-205a-1 to 17-205a-3 Transportation of Mentally Ill or Alcohol-Dependent	Mandates that DMHAS pay for the transport of individuals to a hospital for mental health or substance abuse when necessary and there are no other payors available	1979	Amend	3	<i>DMHAS is the payor of last resort, but could be updated to reflect new department name.</i>

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DMH		17-210a-1 to 17-210a-52 Rules of Practice	UAPA	1978	Amend	3	<i>Could be updated to reflect new department name.</i>
DMH		17-210a(p)-1 to 17-210a(p)-4 Duties of the Commissioner of Mental Health	Allows for the sharing of clinical information without consent, when necessary, in certain circumstances for care and treatment	1990	Amend	3	<i>Necessary for coordination of client care, but could be updated to reflect new department name</i>
DMH		Sec. 17-215-1 to 17-215-7 Norwich Hospital	Regulations relative to patients	Repealed in 1967	No Action	0	<i>Norwich Hospital no longer exists</i>
DMH		Sec. 17-225-1 to 17-225-5 Certification Standards for Mental Health Facilities		Repealed in 1979	No Action	0	
DMHAS		Sec. 17-226b-1 to 17-226b-7 Minimum Standards for Eligibility to Receive State Funds	DMHAS Mental Health Contract Language for Providers	1979	Amend	4	<i>Should be combined with Substance abuse services contract language</i>

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DMH		Sec. 17-226c-1 to 17-226c-1 Regional Mental Health Planning Councils		Repealed in 1976	No Action	0	
CADAC		Sec. 17-226d-1 to 17-226d-11 Minimum Standards of Eligibility for Commission Funding for Private Nonprofit Organizations and Municipalities	DMHAS Substance Use Contract Language for Providers	1984	Amend	4	<i>Should be combined with Mental Health Services contract language</i>
DMH		Sec. 17-226l-1 to 17-226l-9 Regional Mental Health Boards		Repealed in 1979		0	
DMHAS		Sec. 17-227-1 to 17-227-65 Licensure of Hospitals for Mentally Ill Persons		Repealed in 1975		0	

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DMH		Sec. 17a-451(c)-1 to 17a-451(c)-5 Personal Data	Regulations regarding the maintenance and collection of personal data for clients, employees and providers of the agency on the mental health side	1993	Amend	4	<i>Regulations were updated and submitted for approval in 1996, but rejected by Committee. Never resubmitted. Should be combined with SA data regs. and resubmitted</i>
DMHAS		Sec. 17a-451(t)-1 to 17a-451(t)-19 Fair Hearing Policy	Fair Hearing and Grievance procedure for the denial, termination or reduction in services	Updated in 2012	No Action	1	<i>Regulations were a result of a statute that was a settlement of a lawsuit</i>
DMHAS		Sec. 17a-453(a)-1 to 17a-453(a)-19 General Assistance Behavioral Health Program	The Dept. promulgated these in order to operate the GABHP.	2009	No Action at this time	1	<i>The program has been transferred to Medicaid and though regulations are no longer needed we want to keep them for an additional 2 years for auditing purposes</i>
DMHAS		Sec. 17a-453(i)-1 to 17a-453(i)-3 Treatment By Prayer Alone	Allows for the treatment of patients by prayer if their religious beliefs dictate	1993	No Action	1	<i>Advocacy community wanted these regulations. They are not a burden to the agency</i>
CADAC		Sec. 17a-636-1 to 17a-636-62 Maintenance and Disclosure of Personal Data	Regulations regarding the maintenance and collection of personal data for clients, employees and providers of the agency on the substance use side	1992	Amend	4	<i>Should be merged with Mental Health Personal Data Regulations</i>

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CADAC		Sec. 17a-647-1 to 17a-647-9 Group Homes for recovering Substance Abusers	These are the “Oxford House” regulations as mandated by the Federal SA Block Grant.	1990	Amend	3	<i>Block grant funding dollars are tied to this particular type of housing, but could be updated to reflect new department name.</i>
PSRB	Recommended by Executive Director with review by AAG Patrick Kwanashie	Sec. 17-257b-1 to 17-257b-57 General Operations and procedures	NA	Transferred in 1992	Amend	4	<i>Modify the current definition of “Danger to self or others” from ““Danger to self or others’ means the risk of imminent physical injury to others or self, and also includes the risk of loss or destruction of the property of others” TO ““Danger to self or to others’ means a substantial risk of physical injury to self or others, including a substantial risk of the loss or destruction of the property of others.”</i>
PSRB		Sec. 17-273-1 to 17-273-11 Administration of the General Assistance Program	Made clear that legally liable relatives must pay the state for services provided under this program. Program was transferred to Medicaid in 2010	1985	Repeal	2	<i>In consultation and agreement with DSS, this section is appropriate for repeal as it is obsolete and relevant elements are covered elsewhere in DSS regulations.</i>
PSRB		Sec. 17a-581-1 to 17a-581-59 General Operations and Procedures	Regulations regarding the operation of the Board	1993	AMEND	4	<i>Lists the official address of the agency; location currently listed in the regulations is no longer accurate (This section can be repealed). Also, there are 26 references to “mental retardation”. Any reference to this terms should be changed to “developmental disability.</i>

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